

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): TELEPHONE NO.: _____ FAX NO. (Optional): _____ E-MAIL ADDRESS (Optional): _____ ATTORNEY FOR (Name): _____	FOR COURT USE ONLY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF _____ STREET ADDRESS: _____ MAILING ADDRESS: _____ CITY AND ZIP CODE: _____ BRANCH NAME: _____	
CHILD'S NAME: _____	
FINDINGS AND ORDERS AFTER 12-MONTH PERMANENCY HEARING (Welf. & Inst. Code, § 366.21(f))	CASE NUMBER: _____

1. Twelve-month permanency hearing

- | | |
|---|--|
| a. Date: _____
b. Department: _____
c. Judicial officer (name): _____
d. Court clerk (name): _____ | e. Court reporter (name): _____
f. Bailiff (name): _____
g. Interpreter (name and language): _____ |
|---|--|

h. Party (name):

	<u>Present</u>	<u>Attorney (name):</u>	<u>Present</u>	<u>Appointed today</u>
(1) Child:	<input type="checkbox"/>		<input type="checkbox"/>	<input type="checkbox"/>
(2) Mother:	<input type="checkbox"/>		<input type="checkbox"/>	<input type="checkbox"/>
(3) Father—presumed:	<input type="checkbox"/>		<input type="checkbox"/>	<input type="checkbox"/>
(4) Father—biological:	<input type="checkbox"/>		<input type="checkbox"/>	<input type="checkbox"/>
(5) Father—alleged:	<input type="checkbox"/>		<input type="checkbox"/>	<input type="checkbox"/>
(6) Legal guardian:	<input type="checkbox"/>		<input type="checkbox"/>	<input type="checkbox"/>
(7) Indian custodian:	<input type="checkbox"/>		<input type="checkbox"/>	<input type="checkbox"/>
(8) De facto parent:	<input type="checkbox"/>		<input type="checkbox"/>	<input type="checkbox"/>
(9) County agency social worker:	<input type="checkbox"/>		<input type="checkbox"/>	<input type="checkbox"/>
(10) Other (specify):	<input type="checkbox"/>		<input type="checkbox"/>	<input type="checkbox"/>

i. Others present in courtroom:

- (1) Court Appointed Special Advocate (CASA) volunteer (name): _____
- (2) Other (name): _____
- (3) Other (name): _____

2. The court has read and considered and admits into evidence:

- a. ☐ Report of social worker dated: _____
- b. ☐ Report of CASA volunteer dated: _____
- c. ☐ Other (specify): _____
- d. ☐ Other (specify): _____

BASED ON THE FOREGOING AND ON ALL OTHER EVIDENCE RECEIVED, THE COURT FINDS AND ORDERS:

3. a. ☐ Notice of the date, time, and location of the hearing was given as required by law.
- b. ☐ **For child 10 years of age or older who is not present:** The child received proper notice of his or her right to attend the hearing.

CHILD'S NAME: 	CASE NUMBER:
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4. a. ☐ The child ☐ is ☐ may be an Indian child, and notice of the proceeding and the right of the tribe to intervene was provided as required by law. Proof of such notice was filed with this court.
- b. ☐ There is reason to believe that the child may be of Indian ancestry, and notice of the proceedings was provided to the Bureau of Indian Affairs as required by law. Proof of such notice was filed with this court.

5. ☐ A Court Appointed Special Advocate is appointed for the child.

6. Paternity

- a. ☐ The court inquired of ☐ the mother ☐ others (*names and relationships*):

as to the identity and address of all presumed or alleged fathers. All alleged fathers present during the hearing who had not previously submitted a *Statement Regarding Paternity (Juvenile Dependency)* (form JV-505) were provided with and ordered to complete form JV-505 and submit it to the court.

- b. ☐ The clerk of the court is ordered to provide the notice required by Welf. & Inst. Code, § 316.2 to
- (1) alleged father (*name*):
- (2) alleged father (*name*):
- (3) alleged father (*name*):

Advisements and waivers

7. The court has informed and advised the

- ☐ mother ☐ biological father ☐ legal guardian ☐ child
- ☐ presumed father ☐ alleged father ☐ Indian custodian
- ☐ other (*specify*):

of the following: the right of each parent or guardian and the child to be present and to be represented by counsel at every stage of the proceedings and, if any of these parties is financially unable to retain counsel, any right to appointed counsel that exists, subject to the court's right to seek reimbursement; the right to assert the privilege against self-incrimination; the right to confront and cross-examine the persons who prepared the reports or documents submitted to the court by the petitioner and the witnesses called to testify against the parent, legal guardian, or Indian custodian; the right to subpoena witnesses; and the right to present evidence on one's own behalf.

8. The ☐ mother ☐ biological father ☐ legal guardian
- ☐ presumed father ☐ alleged father ☐ Indian custodian
- ☐ other (*specify*):

has knowingly and intelligently waived the right to a court trial on the issues, the right to assert the privilege against self-incrimination, the right to confront and cross-examine adverse witnesses, the right to subpoena witnesses, and the right to present evidence on his or her own behalf.

Siblings

9. ☐ **The child does not have siblings under the court's jurisdiction.**

10. ☐ **The child does have siblings under the court's jurisdiction.**

- a. The nature of the relationship between the child and the child's siblings is
- (1) ☐ stated on the record.
- (2) ☐ described in the social worker's report.
- (3) ☐ other (*specify*):

CHILD'S NAME: 	CASE NUMBER:
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10. b. (1) ☐ Developing or maintaining the sibling relationship with the siblings named below is appropriate.
- (a) (name): (d) (name):
(b) (name): (e) (name):
(c) (name): (f) (name):
- (2) ☐ Developing or maintaining the sibling relationship with the siblings named below is not appropriate.
- (a) (name): (d) (name):
(b) (name): (e) (name):
(c) (name): (f) (name):
- (3) The basis for the finding in this item b is
- (a) ☐ stated on the record.
(b) ☐ described in the social worker's report.
(c) ☐ other (specify):
- c. The impact of the sibling relationships on the child's placement and planning for legal permanence is
- (1) ☐ stated on the record.
(2) ☐ described in the social worker's report.
(3) ☐ other (specify):
11. ☐ **The child and all of the child's siblings under the court's jurisdiction are placed together in the same home.**
12. ☐ **The child and all of the child's siblings under the court's jurisdiction are not placed together in the same home.**
- a. ☐ Efforts are being made to place the child and the following siblings together.
- (1) Child's siblings:
- (a) (name): (d) (name):
(b) (name): (e) (name):
(c) (name): (f) (name):
- (2) The reasons the child and these siblings are not placed together and the efforts being made to do so are
- (a) ☐ stated on the record.
(b) ☐ described in the social worker's report.
(c) ☐ other (specify):
- b. ☐ Efforts to place the child with the following siblings are not appropriate.
- (1) Child's siblings:
- (a) (name):
(b) (name):
(c) (name):
- (2) The reasons that efforts to place the child with these siblings are not appropriate are
- (a) ☐ stated on the record.
(b) ☐ described in the social worker's report.
(c) ☐ other (specify):
- c. ☐ The frequency and nature of the visitation between the child and child's siblings who are not placed together are
- (1) ☐ stated on the record.
(2) ☐ described in the social worker's report.
(3) ☐ other (specify):

CHILD'S NAME: 	CASE NUMBER:
-----------------------	----------------------

Efforts**13. The county agency**

- a. ☐ has
b. ☐ has not

complied with the case plan by making reasonable efforts to return the child to a safe home through the provision of reasonable services designed to aid in overcoming the problems that led to the initial removal and continued custody of the child, and by making reasonable efforts to complete whatever steps are necessary to finalize the permanent placement of the child.

14. ☐ The child ☐ is ☐ may be an Indian child, and

- a. ☐ by clear and convincing evidence active efforts were made to provide remedial services and rehabilitative programs designed to prevent the breakup of this Indian family, and these efforts were unsuccessful.
b. ☐ active efforts were not made to provide remedial services and rehabilitative programs designed to prevent the breakup of this Indian family.

15. The following persons have made the indicated level of progress toward alleviating or mitigating the causes necessitating placement:

	<u>None</u>	<u>Minimal</u>	<u>Adequate</u>	<u>Substantial</u>	<u>Excellent</u>
a. <input type="checkbox"/> Mother	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
b. <input type="checkbox"/> Presumed father	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
c. <input type="checkbox"/> Biological father	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
d. <input type="checkbox"/> Legal guardian	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
e. <input type="checkbox"/> Indian custodian	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
f. <input type="checkbox"/> Other (specify):	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

16. ☐ Child 16 years of age or older:

- a. ☐ The services set forth in the case plan include those needed to assist the child in making the transition from foster care to independent living.
b. ☐ The services set forth in the case plan do not include those needed to assist the child in making the transition from foster care to independent living.
c. ☐ To assist the child in making the transition to independent living, the agency must add to the case plan and provide the services
(1) ☐ set forth on the record.
(2) ☐ as follows:

17. Placement and services are ordered as set forth in (check appropriate box and attach indicated form):

- a. ☐ *Twelve-Month Permanency Attachment: Child Reunified (Welf. & Inst. Code, § 366.21(f))* (form JV-436), which is attached and incorporated by reference.
b. ☐ *Twelve-Month Permanency Attachment: Reunification Services Continued (Welf. & Inst. Code, § 366.21(f))* (form JV-437), which is attached and incorporated by reference.
c. ☐ *Twelve-Month Permanency Attachment: Reunification Services Terminated (Welf. & Inst. Code, § 366.21(f))* (form JV-438), which is attached and incorporated by reference.

18. ☐ Contact with the child is ordered as set forth in (check appropriate box and attach indicated form):

- a. ☐ *Visitation Attachment: Parent, Legal Guardian, Indian Custodian, Other Important Person* (form JV-400).
b. ☐ *Visitation Attachment: Sibling* (form JV-401).
c. ☐ *Visitation Attachment: Grandparent* (form JV-402).

CHILD'S NAME: 	CASE NUMBER:
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19. **All prior orders not in conflict with this order remain in full force and effect.**

20. ☐ **Other findings and orders:**

- a. ☐ See attached.
b. ☐ (Specify):

21. ☐ **The next hearing is scheduled as follows:**

Hearing date:	Time:	Dept:	Room:
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- a. ☐ In-home status review hearing (Welf. & Inst. Code, § 364)
b. ☐ 18-month permanency hearing (Welf. & Inst. Code, § 366.21(f))
c. ☐ Selection and implementation hearing (Welf. & Inst. Code, § 366.26)
d. ☐ Postpermanency hearing (Welf. & Inst. Code, § 366.3)
e. ☐ Other (specify):

22. ☐ **The petition is dismissed.** Jurisdiction of the court is terminated. All appointed counsel are relieved of the duty to provide further representation.

23. Number of pages attached: _____

Date:

☐ JUDGE ☐ JUDGE PRO TEMPORE ☐ COMMISSIONER ☐ REFEREE